

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Lisa Mikell	Team: Squad #15	CCRB Case #: 201508186	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 09/27/2015 12:30 AM	Location of Incident: In the vicinity of Exit 8 on the Belt Parkway	Precinct: 61	18 Mo. SOL 3/27/2017	EO SOL 3/27/2017	
Date/Time CV Reported Sun, 09/27/2015 2:17 AM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Sun, 09/27/2015 2:17 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Qamar Zaman	02965	942738	HWY DST

Officer(s)	Allegation	Investigator Recommendation
A.POM Qamar Zaman	Abuse: PO Qamar Zaman stopped the car in which § 87(2)(b) was an occupant.	
B.POM Qamar Zaman	Discourtesy: PO Qamar Zaman spoke discourteously to § 87(2)(b)	
C.POM Qamar Zaman	Abuse: PO Qamar Zaman damaged § 87(2)(b)s property.	
§ 87(4-b), § 87(2)(g)		

### Case Summary

On September 27, 2015, at approximately 2:17 a.m., § 87(2)(b) filed this complaint via the call processing system.

On September 27, 2015, at approximately 12:30 a.m., § 87(2)(b) had entered the Belt Parkway at Exit 6 in Brooklyn, when he saw PO Qamar Zaman of the Highway Collision District driving behind him with his emergency lights on. At Exit 7, he saw PO Zaman move in front of a taxi driver to slow him down. PO Zaman then started following him and pulled him over (**Allegation A**). At the entrance of Exit 8, PO Zaman approached § 87(2)(b)'s vehicle and said "Don't you fucking see I am trying to slow down the traffic?" "No, you see me trying to slow down the fucking traffic and you just zoom right past me (**Allegation B**).” PO Zaman got back into his vehicle and as he was driving off, the front right of his RMP allegedly hit the back left of § 87(2)(b)'s vehicle causing damage (**Allegation C**). PO Zaman did not stop to investigate the alleged accident; instead he proceeded to drive away. § 87(2)(b) was not issued a summons during the incident.

### Mediation, Civil and Criminal Histories

- § 87(2)(b) was offered mediation, § 87(2)(b)
- A FOIL request was made on October 27, 2015, but it has not been responded to. It will be included in the case file upon its return.
- On December 3, 2015, a search of the New York City Police Department Booking, Arraignment, and Disposition System revealed no arrest history for § 87(2)(b)

### Civilian and Officer CCRB History

- This is the first complaint filed by § 87(2)(b) with the CCRB (Board Review 01).
- This is the eighth CCRB case filed against PO Zaman in his nine-year tenure with the New York City Police Department. § 87(2)(g)

### Attempt to obtain Video/Audio Footage

On December 2, 2015, Lt. Charles Gee of the NYPD's Collision Technician Group forwarded to the CCRB to a UF-49 (Board Review 02) indicating that none of the vehicles assigned to his command are outfitted with video cameras. This document also confirmed that PO Zaman was conducting patrol in RMP# 5528 at the time of this incident.

### Finding and Recommendations

#### Explanation of Subject Officer Identification

§ 87(2)(b) was able to identify PO Zaman through his RMP number and type of vehicle which is a Ford SUV. § 87(2)(b) described the vehicle as a marked Ford SUV XLT during his interview and gave the RMP# 5528. § 87(2)(b) also gave an accurate physical description of PO Zaman. According to PO Zaman's pedigree information, he is § 87(2)(b) old, 6'1, with black hair, weighing 250 pounds. § 87(2)(b) described the officer as white, male, in

uniform, 30's, 5'11, buzz cut, black hair, average build, no facial hair and no glasses. When he appeared for his interview, PO Zaman did not have any glasses or facial hair and he did have a close haircut. PO Zaman described the vehicle that he drives as RMP# 5528, which is a marked Ford Explorer SUV. PO Zaman stated that he is the only one who drives that particular RMP. As noted above, Lt. Gee informed the CCRB that PO Zaman was on patrol at the time of the incident using the aforementioned police vehicle.

PO Zaman did not remember whether or not he worked along the Belt Parkway on the date and time in question. Although, according to PO Zaman, the entries that he referred to in his Memo Book for the date of September 27, 2015, at approximately 2:30 a.m., did not have him on the Belt Parkway, the entries for the previous date did have him working on the Belt Parkway during the time in question. There is a question as to which date the entries are really for that PO Zaman is claiming to be the entries of September 27, 2015. However, he does deny having any interaction with § 87(2)(b) on both September 26, 2015 at approximately 12:30 a.m. and on September 27, 2015, at approximately 12:30 a.m.

**Allegation A—Abuse of Authority: PO Qamar Zaman stopped the car in which § 87(2)(b) was an occupant.**

**Allegation B—Discourtesy: PO Qamar Zaman spoke rudely to § 87(2)(b)**

§ 87(2)(b) alleged that he was driving on the Belt Parkway when he saw PO Zaman first pull in front of a taxi and then started following the taxi when the taxi moved. § 87(2)(b) thought the officer was going after the taxi so he drove past PO Zaman and the taxi. § 87(2)(b) then saw PO Zaman driving behind him with his lights on, so he moved over to the right side of the parkway and stopped his vehicle.

§ 87(2)(b) alleged that PO Zaman spoke discourteously to him. He stated that PO Zaman exited his RMP and approached him and said “Don’t you fucking see I’m trying to slow down the traffic?” § 87(2)(b) told PO Zaman that he didn’t see that, he saw the officer going back and forth from lane to lane with the taxi. PO Zaman responded “No, you see me trying to slow down the fucking traffic and you just zoom right past me.”

PO Zaman could not remember if he patrolled the Belt Parkway on September 27, 2015 at 12:30 a.m., and stated that he did not stop § 87(2)(b) on September 27, 2015, at around 12:30 a.m.

NYPD Patrol Guide 203-09 mandates that officers be courteous and respectful (Board Review 03).

§ 87(2)(g)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

§ 87(2)(g)

**Allegation C—Abuse of Authority: PO Qamar Zaman damaged § 87(2)(b)'s property.**

§ 87(2)(b) alleged that when PO Zaman returned to his RMP and began to drive away, PO Zaman hit the rear driver's side on § 87(2)(b)'s vehicle with PO Zaman's front, right passenger side of his vehicle causing damage. § 87(2)(b) alleged that PO Zaman did not stop to investigate the damage after he hit his vehicle. § 87(2)(b) emailed pictures of the alleged damage right after his interview.

PO Zaman has denied having any contact with § 87(2)(b)'s vehicle. PO Zaman has stated that his RMP did not have any damage or red paint on it on September 26, 2015 or September 27, 2015.

A request was made to the Highway Collision Investigation Squad for the audio and video footage from this RMP. The request was returned saying PO Zaman was on patrol in RMP# 5528 on the date and time in question, but the RMP is not equipped with a video camera. At the time of his sworn-statement, § 87(2)(b) provided a photograph of the alleged damage (two scratches) caused when PO Zaman's police vehicle struck his car (Board Review 05) § 87(2)(g)

§ 87(2)(g)

§ 87(4-b), § 87(2)(g)

Squad: 15

Investigator: \_\_\_\_\_  
Signature Print Date

Pod Leader: \_\_\_\_\_  
Title/Signature Print Date

Attorney: \_\_\_\_\_  
Title/Signature                      Print                      Date